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**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION**

19 NATIONAL URBAN LEAGUE, *et al.*,

20 Plaintiff,

21 v.

22 WILBUR L. ROSS, JR., *et al.*,

23 Defendants.

Case No. 5:20-cv-05799-LHK

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**DEFENDANTS' NOTICE OF INTENT TO
REPOOND TO PLAINTIFFS' MOTION FOR
TEMPORARY RESTRAINING ORDER**

Date: TBD

Time: TBD

Judge: Hon. Lucy H. Koh

1 Defendants respectfully inform the Court that they will be responding to Plaintiffs' motion
2 for a temporary restraining order before midnight (Pacific) tonight, as part of Defendants' overall
3 response to Plaintiffs' motion for a preliminary injunction.

4 Plaintiffs' counsel Amit Makker sent an email informing Defendants of Plaintiffs' intent
5 to seek a temporary restraining order yesterday, which was received by the undersigned counsel
6 with a timestamp of 8:52 p.m. Pacific (11:52 p.m. on the East Coast). Plaintiffs then filed their
7 TRO motion ten minutes later, at 9:01 p.m. Pacific (12:01 a.m. on the East Coast). Defendants
8 disagree with numerous statements in Plaintiffs' submission, which in any event, presents no
9 argument not contained in their preliminary injunction motion. Had Plaintiffs properly met and
10 conferred with Defendants, the parties may well have been able to reach agreement on an
11 accelerated schedule, insofar as that is what Plaintiffs ultimately seek. Nonetheless, to the extent
12 Plaintiffs believe that a further acceleration of the schedule in this case is necessary, including an
13 accelerated hearing date, they can choose to forego filing a reply brief.

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15 DATED: September 4, 2020

Respectfully submitted,

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18 Acting Assistant Attorney General

19 DAVID MORRELL
20 Deputy Assistant Attorney General

21 ALEXANDER K. HAAS (SBN 220932)
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26 /s/ Daniel D. Mauler

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COUNSEL FOR DEFENDANT